

Gordon, Lisa Perras

Sent: Friday, July 26, 2019 11:08 AM
Subject: FW: SC Flow WQS

Meeting with Drew Edwards, Jamal Cooper. Since we last met, we had one stakeholder meeting. Tried to put together the first package for the August 8th board meeting. They'll present their changes:

1. They are proposing to revise our daily max enter cocci for saltwater. From 501 to
2. Adopt the new WQC and swimming advisories for microcystin and ...?
3. Criteria for cadmium, carbaryl. Aquatic life.
4. New attachment 61-68. Define how they calculate FW criteria for metals. Partitioning co-efficient. How they'd use measured background concentrations of TSS. EPA's 25 default hardness.
5. Changes to 61-69

Will they address flow criteria. They've been meeting about it since the beginning of the year. Legal office questioned whether flow standard would be within the scope of the notice of drafting. In or out of scope of notice became an issue. They thought a challenge might delay the whole package. Industrial folks at the stakeholder meetings have asked about impacts, waiting to see what was drafted. No comments came in.

Past notices of drafting were very specific. Drew would like to be more broad. The previous attempts blocked ability to change. 304(a) and 307(a). Recommended that it should list 304 or include 304(f).

They wanted to include it. Have made progress. Management decided to start a separate rulemaking process just for flow. No timeline yet. Won't be full triennial.

They were going to add definitions to minimum instream flow for streams and levels for lakes.

Pull those from WWR.

Applicability of WQS, section C.

Minimum flows to protect uses.

Antidegradation. Incorporate. The stream flows necessary to protect the uses.

Narrative now, with numeric later. No plan for site-specific.

Go ahead and start a new rulemaking process. Hope to start January.

Grandfathering, exemptions.

They have a good relationship with Upstate Forever

Send Drew the original SC paper, send him comments from State DNR.

Elizabeth miller

From: Wetherington, Michele

Sent: Tuesday, July 9, 2019 2:49 PM

To: Gordon, Lisa Perras <Gordon.Lisa-Perras@epa.gov>; Cooper, Jamal <cooper.jamal@epa.gov>

Subject: SC Flow WQS

I'm at the state directors meeting and listening to the legislative roundtable. The SC director said they are starting their triennial review and are looking at a flow WQS, because they have 3 water laws that all don't align and they are kidding themselves if they think they are adequately addressing water quantity. All stakeholders get nervous talking about this but they will see where it goes.

Nice.

Michele

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